## UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 06-1180

Donachy, et al.

vs.

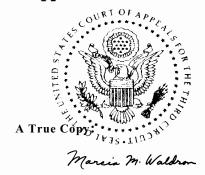
Motion Contr Ind, et al.

Larry Donachy, Appellant

(Western District of Pennsylvania Civil No. 04-cv-00245E)

## ORDER

In accordance with the agreement of the parties in the above entitled case, it is entered dismissed by the Clerk under the authority conferred upon her by Rule 42(b), Federal Rules of Appellate Procedure without cost to either party.



Marcia M. Waldron, Clerk

Date: December 29, 2006

cc:

Jason Mettley, Esq. Robert A. Eberle, Esq. Richard A. Lanzillo, Esq. Marcia M. Waldron

United States Court of Appeals for the Third Circuit